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Inter Partes Reexamination Filing Data - September 30, 2009

1.	Total requests filed since start of <i>inter partes</i> reexam on 11/29/99.....						734 ¹		
2.	Number of filings by discipline								
	a.	Chemical Operation					148	20%	
	b.	Electrical Operation					332	45%	
	c.	Mechanical Operation					243	33%	
	d.	Design Patents					11	2%	
3.	Annual Reexam Filings								
	<u>Fiscal Yr.</u>	<u>No.</u>	<u>Fiscal Yr.</u>	<u>No.</u>	<u>Fiscal Yr.</u>	<u>No.</u>	<u>Fiscal Yr.</u>	<u>No.</u>	
	2000	0	2003	21	2006	70	2009	258	
	2001	1	2004	27	2007	126			
	2002	4	2005	59	2008	168			
4.	Number known to be in litigation.....						498.....	68%	
5.	Decisions on requests						650		
	a.	No. granted					619.....	95%	
		(1)	By examiner				618		
		(2)	By Director (on petition)				1		
	b.	No. not granted					31.....	5%	
		(1)	By examiner				27		
		(2)	Reexam vacated				4		
6.	Overall reexamination pendency (Filing date to certificate issue date)								
	a.	Average pendency						35.8 (mos.)	
	b.	Median pendency						32.4 (mos.)	
7.	Total <i>inter partes</i> reexamination certificates issued (1999 - present)						105		
	a.	Certificates with all claims confirmed						6	6%
	b.	Certificates with all claims canceled (or disclaimed)						57	54%
	c.	Certificates with claims changes						42	40%

¹Of the requests received in FY 2009, 4 requests have not yet been accorded a filing date, and 15 requests have had preprocessing terminated, for failure to comply with the requirements of 37 CFR 1.915. See Clarification of Filing Date Requirements for *Ex Parte* and *Inter Partes* Reexamination Proceedings, Final Rule, 71 Fed. Reg. 44219 (August 4, 2006).